

GR 3. EXPEDITION OF COURT BUSINESS--SANCTIONS AND PENALTIES

(a) If the court determines at the time of trial that any party has failed to reveal the name of a witness or disclose an exhibit in the pretrial order or during pretrial proceedings, the court may direct that the testimony of such witness and/or such exhibit shall be inadmissible or may impose terms.

(b) Attorneys are expected to advise the clerk promptly when a case is settled or when for other reasons it will not be ready for trial at the time set. An attorney who fails to give the clerk such prompt advice may be subject to such discipline as the court deems appropriate, including the imposition of costs or of a fine.

(c) Failure of an attorney for any party to appear at pretrial conference or to complete the necessary preparations therefor or to meet and confer as provided by these rules, or to appear or be prepared for trial on the date assigned, may be considered an abandonment or failure to prosecute or defend diligently, and judgment may be entered against the defaulting party either with respect to a specific issue or the entire case.

(d) An attorney or party who without just cause fails to comply with any of the Federal Rules of Civil or Criminal Procedure, or these rules, or orders of the court, or who presents to the court unnecessary motions or unwarranted opposition to motions, or who fails to prepare for presentation to the court, or who otherwise so multiplies or obstructs the proceedings in a case as to increase the cost thereof unreasonably and vexatiously, may, in addition to, or in lieu of the sanctions and penalties provided elsewhere in these rules, be required by the court to satisfy personally such excess costs, and may be subject to such other sanctions as the court may deem appropriate.

[Effective May 1, 1992; amended effective July 1, 1997.]